IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 6265 of 2005

ARJUN SINGH

V/S

BHURA & ANR.

Mr. MANISH SISHODIA, for the appellant / petitioner

Mr. SHAAMBHOO SINGH, for the respondent

Date of Order : 22.1.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

Learned counsel read to me the two agreements of 1969 and 1999 for performance of which, the suit has been filed. The agreement dated 15.4.99 is ex-facie a mortgage and is not registered. In that view of the matter, I do not find any error in the impugned order. It is a different story, as to whether the present suit at all can be maintained on the basis of such document. Since I am not seized of that controversy, I am not expressing any opinion. The writ petition is, however, dismissed summarily.

(N P GUPTA),J.

/tarun/